

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re:

George Watt

Case No.

8-19-71382-ast

Chapter:

7

Debtor(s)

APPLICATION IN SUPPORT OF  
ORDER TO SHOW CAUSE

To the Hon. Alan S. Trust, Bankruptcy Judge;

I Alon Sheetrit, Movant herein, make this application in support  
of my Order to Show Cause to seek entry of an Order to:

confirm that there is no stay for  
eviction case LT-006696-18/NA

In support of the relief requested, I hereby allege as follows:

I am the landlord of the debtor's residence.  
I have a judgment of possession starting 2/19/2019  
(exhibit A). A stipulation was made and debtor  
received time requested (exhibit B). I am objecting  
to debtors request to stay the eviction. Debtor  
has no right to stay on the premises. I am  
requesting to be heard within 10 days and asking  
the judge to confirm that there is no stay.

WHEREFORE, Movant prays for the entry of an Order to Show Cause granting the relief  
requested.

Dated:

2/26/2019

By:

*Alon Sheetrit*  
(Signature of movant)

Type or Print Name:

Alon Sheetrit

Address:

520 E 72<sup>nd</sup> St. #6F  
NY, NY 10021

Telephone Number:

(718) 510-3533

CLERK  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF  
NEW YORK

2019 FEB 26 P 4:12

RECEIVED

alon43@gmail.com

Continued on  
separate sheet

\* Continued Application in support  
of order to show cause case  
number 8-19-71382-ast.

Furthermore I would like to object  
to Debtors Initial statement on form  
101 Part 6 line 19, Where Debtors  
alleges to have an asset worth of  
50,000 - 100,00. exhibit c is the  
referee's report of sale where it  
shows that Debtor has surplus money  
of \$180,319.44 (2) contrary to his  
statement (exhibit c3).

Also Attached is exhibit D - a deed  
showing I owned Debtor's residence  
since 10/30/2019. Now 4 months  
later I would like to be able  
to move my family into my house.

I am unable to refinance my house,  
nor prepare the house for us to move  
in.

I respectfully request the judge  
to confirm that there is no  
stay and waive the requirement  
of additional 72 hrs. notice from  
the sheriff.

RETURN DATE: \_\_\_\_\_

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re: \_\_\_\_\_X

George Watt

Debtor(s)

Case No.

8-19-71382-ast

Chapter:

7

ORDER TO SHOW CAUSE

Upon the annexed application of Movant, Alon Sheetrit seeking entry of  
an Order to confirm there is no stay on eviction  
case LT-006696-18/NA  
and no further 72hrs notice required, it is

**ORDERED** that \_\_\_\_\_ show cause at ☐ o'clock  
on the date of \_\_\_\_\_ or as soon thereafter as Movant may be heard before the  
Honorable \_\_\_\_\_ Bankruptcy Judge in Courtroom \_\_\_\_\_ at United  
States Bankruptcy Court located at \_\_\_\_\_, why this Court  
should not enter an Order to \_\_\_\_\_

**ORDERED** that service of this Order to Show Cause together with the application be  
served on or before the end of the business day on \_\_\_\_\_, upon

\_\_\_\_\_, and  
upon the Trustee at \_\_\_\_\_ and United  
States Trustee.

**ORDERED** that objections, if any, to the relief requested shall be made in writing, shall  
set forth with particularity, the grounds for such objection and shall be filed with the Clerk of the  
Court along with an extra copy marked "Chambers Copy," Trustee, United States Trustee, and  
the Movant on or before \_\_\_\_\_; and it is further

**ORDERED** that the hearing scheduled herein may be adjourned by the Court, from time  
to time, without further notice other than announcement of the adjourned hearing date in open  
court.

Dated:

\_\_\_\_\_  
United States Bankruptcy Judge

exhibit H

Nassau County District Court - 1st District  
LANDLORD TENANT

Alon/Sheetrit  
vs.  
George Watt et al.

Index Number: LT-006696-18/NA



file

WARRANT OF EVICTION

TO THE SHERIFF OF NASSAU COUNTY

Final decision in favor of the petitioner(s) has been granted based on the judgment of possession entered in the Nassau County District Court - 1st District on 01/04/2019, which awarded the petitioner(s) the delivery of the premises:

(1) Alon Sheetrit

Therefore, you are commanded to remove the respondent(s) listed below:

- (1) George Watt
- (2) Laura Watt
- (3) "John" "Doe"
- (4) "Jane" "Doe"

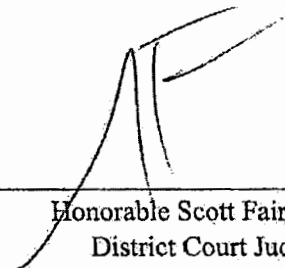
And all other persons from the following described premises, located in the County of Nassau and to put said petitioner(s) in full possession thereof:

(1) 429 Bambrick Street, Oceanside, NY 11572

Said property is further described as: Lot and Dwelling

Witness, Honorable Scott Fairgrieve  
District Court Judge

Dated: 01/04/2019

  
\_\_\_\_\_  
Honorable Scott Fairgrieve  
District Court Judge

Sequence 1A

Execution of the Warrant is Stayed to and including 02/18/2019

RECEIVED  
CLERK OF COURT  
19 FEB 19 PM 3:24

exhibit B

## District Court of Nassau County

1<sup>st</sup> District WAT Part

24

Date 12-18-18  
Index Number 676696/18 0Hon. FAIRBRIEVE

SHERITT

Plaintiff(s) /Petitioner(s),

against

WAT

Defendant(s) /Respondent(s)

## STIPULATION OF SETTLEMENT

The parties understand that each party has the right to a trial, the right to see a Judge at any time and the right not to enter a stipulation of settlement. However, after a review of all the issues, the parties agree that they do not want to go to trial and instead agree to the following stipulation in settlement of the issues in this matter:

RESPONDENT WAIVES ANY DEFENSES AND COUNTERCLAIMS THAT COULD HAVE BEEN ASSERTED IN THIS PROCEEDING EXCEPT RESERVES ANY AND ALL SUCH DEFENSES AND COUNTERCLAIM THAT CAN BE ASSERTED IN THE UNDERLYING SUPREME COURT FORFEITURE ACTION -

NOTHING IN THIS STIPULATION SHALL BE DEEMED TO PRECLUDE THE RESPONDENT FROM OBTAINING A STAY OF THE EXECUTION OR THE WARRANT OF EVICTION IN THE SAID SUPREME COURT ACTION

RESPONDENT CONSENTS TO ENTRY OF A JUDGMENT OF POSSESSION AND ISSUANCE OF A WARRANT OF EVICTION WITH STAY OF EXECUTION UNTIL FEB 16, 2019. PETITIONER RESERVES RIGHT TO ACTION FOR USE & OCCUPANCY IN SEPARATE PLenary ACTION

William J. Davis  
Counsel for Plaintiff

FAIRBRIEVE  
JUDGE

Exhibit C1SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NASSAU----- X  
Citibank NA,

Plaintiff,

REFEREE'S REPORT  
OF SALE

-against-

Index No.: 609341/2017

George M. Watt a/k/a George Watt, Laura Watt, Kristin  
Watt, "John Doe" (Refused Name),Defendants.  
----- X

TO THE SUPREME COURT OF THE STATE OF NEW YORK, COUNTY OF NASSAU

I, Wayne H. Wink, Jr., Esq., the Referee appointed by the Judgment made and entered in this action, entered on August 01, 2018 to sell the mortgaged premises therein particularly described, do respectfully report as follows:

FIRST: That I caused due notice of the time and date of sale of said mortgaged premises to be given and published according to law and the rules and practice of this Court, as will fully appear by the affidavits annexed, and the sale was had at 11:30 a.m. on September 25, 2018 at Courtroom of the Supreme Court Mineola, 100 Supreme Court Drive, The Calendar Control Part (CCP), Mineola, NY.

SECOND: That at the time and place for which said sale was noticed, as aforesaid, I attended in person, and in accordance with such notice, offered the said mortgaged premises for sale to the highest bidder, and sold the same to Alan Sheetrit for the sum of \$270,000.00 that being the highest sum bid therefor.

THIRD: That at the time of the aforementioned sale, the purchaser gave me a down payment of \$27,000.00, ten (10%) percent of the Amount of the successful bid.

FOURTH: That I have received my fee for such sale in the sum of \$250.00.

FIFTH: That the Plaintiff has paid for advertising expenses, as shown by the bill(s) annexed hereto.

SIXTH: That I have made, executed and delivered to said purchaser's attorney a good and sufficient deed of conveyance for the said mortgaged premises so sold.

**FILED: NASSAU COUNTY CLERK 12/28/2018 02:33 PM**

INDEX NO. 609341/2017

NYSCEF DOC. NO. 47

RECEIVED NYSCEF: 12/28/2018

exhibit C2

SEVENTH: That the following statement made a part of this report, shows the several items aforesaid and the manner of computation:

## STATEMENT

Amount due to Plaintiff as per Judgment.....	\$ 80,069.99
Interest on Judgment Amount from <u>5/1/18</u> through <u>8/1/18</u> at 3.74%.....	\$ 762.60
Interest on Judgment Amount from <u>8/2/18</u> through <u>10/31/18</u> at 9.0%.....	\$ 1,796.34
Plaintiffs costs and disbursements.....	\$ 2,340.00
Plaintiff's additional allowance.....	\$ 300.00
Interest on Costs, Disbursements, Allowance and Legal Fees from Judgment to sale date ( <u>8/2/18</u> through <u>10/31/18</u> ).....	\$ 59.15
Referee's fee to sell.....	\$ 250.00
Advertising expense.....	\$ 442.40

Sub-Total	\$ 86,020.48
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Liens Pursuant to RPAPL §1354

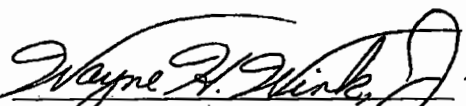
Real Estate Taxes .....	\$ 3,660.08
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Water/Sewer Liens .....	\$ 0.00
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Total	\$ 89,680.56
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LESS: Purchase price.....	(\$270,000.00)
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SURPLUS

**\$180,319.44**DATED: 10/30/18
  
 Wayne H. Wink, Jr., Esq., Referee

Our File No.:01-085329-F00

Debtor 1

Georgy NAA  
First Name Middle Name Last Name

Case number (if known)

**Part 6: Answer These Questions for Reporting Purposes**

16. What kind of debts do you have?

16a. Are your debts primarily consumer debts? Consumer debts are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

- ☐ No. Go to line 16b.  
☒ Yes. Go to line 17.

16b. Are your debts primarily business debts? Business debts are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.

- ☐ No. Go to line 16c.  
☐ Yes. Go to line 17.

16c. State the type of debts you owe that are not consumer debts or business debts.

1ST & 2ND MORTGAGE, CREDIT CARD

17. Are you filing under Chapter 7?

☒ No. I am not filing under Chapter 7. Go to line 18.

Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available for distribution to unsecured creditors?

- ☒ Yes. I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?  
☐ No  
☐ Yes

18. How many creditors do you estimate that you owe?

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

19. How much do you estimate your assets to be worth?

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> \$0-\$50,000                  | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input checked="" type="checkbox"/> \$50,001-\$100,000 | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input type="checkbox"/> \$100,001-\$500,000           | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million         | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |

20. How much do you estimate your liabilities to be?

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000                   | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000             | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input checked="" type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million          | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |

**Part 7: Sign Below**

For you

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11, 12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

X /s/ Georgy NAA

Signature of Debtor 1

Executed on 2/26/2019  
MM / DD / YYYY

X

Signature of Debtor 2

Executed on \_\_\_\_\_  
MM / DD / YYYY